

ORDINANCE NO. 658

AN ORDINANCE OF THE TOWN OF MIDDLEBURY, INDIANA  
ESTABLISHING COMPREHENSIVE PARKING REGULATIONS FOR THE  
PUBLIC STREETS AND ROADS IN THE TOWN OF MIDDLEBURY, INDIANA

WHEREAS Indiana Code Chapter 36-1-3 permits any unit in the State of Indiana to exercise any power or to perform any function necessary to the public interest in the context of its governmental or internal affairs, which is not prohibited by the Constitution of the United States or of the State of Indiana, or denied or pre-empted by any other law, or is not expressly granted by any other law to another governmental entity;

WHEREAS the Town Council of the Town of Middlebury, Indiana is the Town legislative body and is by law authorized to adopt ordinances and resolutions for traffic regulations governing the public streets and roads in the Town of Middlebury, Indiana;

WHEREAS the Town Council of the Town of Middlebury, Indiana desires to establish a comprehensive set of parking regulations governing the public streets and roads in the Town of Middlebury, Indiana pursuant to Title 9 of the Indiana Code;

WHEREAS the Town Council of the Town of Middlebury, Indiana has conducted a traffic study and investigation concurred with by the Middlebury Town Marshal, and upon the basis of such study and investigation, has concluded that parking be regulated upon the public streets and roads of the Town of Middlebury, Indiana in accordance with the terms and provisions of this Ordinance;

NOW, THEREFORE, BE IT ORDERED, ESTABLISHED, RESOLVED, AND ORDAINED by the Town Council of the Town of Middlebury, Indiana as follows:

1. That vehicle parking is prohibited on the public streets and roads in the Town of Middlebury, Indiana at the locations as designated on Exhibit A which is attached hereto and incorporated herein by reference.
2. That the Middlebury Public Works Department and Middlebury Town Marshal are hereby authorized and directed to erect "No Parking" signs or curb markings prohibiting vehicle parking at the afore-stated locations where parking is not permitted pursuant to Indiana Code Sections 9-21-16 et seq. in accordance with the Indiana Manual on Uniform Traffic Control Devices.
3. That vehicle parking is prohibited on the public streets and roads anywhere in the Town of Middlebury, Indiana except by vehicles properly licensed and registered and for which the owner can provide a current proof of registration.
4. That vehicle parking is prohibited on the public streets and roads anywhere in the Town of Middlebury, Indiana when the vehicle is parked in the same or substantially the same location for more than ninety-six (96) hours consecutively.

5. That vehicle parking is prohibited on the public streets and roads anywhere in the Town of Middlebury, Indiana when the vehicle parked is longer than twenty-five (25) feet in length.

6. That the terms and provisions of this Ordinance shall be governed by Indiana Code Title IX and the definitions contained therein.

7. That persons disobeying the parking regulations in this Ordinance shall be subject to the penalties and forfeitures specified in Indiana Code Title IX and in the Uniform Act Regulating Traffic on Highways of the State of Indiana.

ORDAINED AND ADOPTED with such parking regulations effective the 1<sup>st</sup> day of October, 2021.

DATED this 16<sup>th</sup> day of August, 2021.

TOWN COUNCIL OF THE TOWN OF  
MIDDLEBURY, INDIANA

By: Miranda Cripe  
Miranda Cripe, President

ATTEST:

By: Peggy A. Hutchison  
Peggy A. Hutchison, Middlebury Clerk-Treasurer